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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/728,107

11/30/2000

Dean Hiller

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EXAMINER

JAROENCHONWANIT, BUNJOB

ART UNIT

PAPER NUMBER

2466

NOTIFICATION DATE

DELIVERY MODE

09/21/2011

ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

eofficemonitor@woodcock.com

<b>Office Action Summary</b>	<b>Application No.</b> 09/728,107	<b>Applicant(s)</b> HILLER ET AL.	
	<b>Examiner</b> Bunjoo Jaroenchonwanit	<b>Art Unit</b> 2466	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 10 August 2011.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-32 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-32 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |                                                                                      |                                                                   |
|--------------------------------------------------------------------------------------|-------------------------------------------------------------------|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                     | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____                                                          | 6) <input type="checkbox"/> Other: _____                          |

## **DETAILED ACTION**

### ***Continued Examination Under 37 CFR 1.114***

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 8/26/11 has been entered.

### ***Response to Arguments***

2. Applicant's arguments with respect to claims 1-30 have been considered but are moot in view of the new ground(s) of rejection. Although the claims may have been rewritten or rephrased, the substance of the amended claims does not depart from the original claims. Applicant's argument has been addressed in the claims' rejection below.

### ***Claim Rejections***

3. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

4. Claims 1-30 are rejected under 35 U.S.C. 103(a) as being unpatentable over US. 5,987,508, hereinafter "Agraharam" and US. 2001/0039592, Hereinafter "Carden" and US. 6,788,769, hereinafter "Waites."

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5. As to claims 1, 8, 15, and 20, Agraharam discloses the invention substantially, including a method and system comprising: a phone call receiving device configured to receive telephonic communications (fig.1:107, 108); a phone number detection device communicatively coupled to said phone call receiving device and configured to identify a source phone number when a phone call is received at the phone number detection device (col.6:45-46), wherein: the system is configured to respond to a request that is associated to a telephone number (the server that provides alias mechanism service activates the service upon verification of caller-id or ANI, ¶ 6:24-58).

Although, Agraharam discloses a feature of the method and system that can be used to claim, verify, or effect a product and/or service over the telephone by using caller ID but falls short of applying the teaching into claiming or registering a certain type of service such as claiming, creating or registering a web site.

However, associated telephone number with internet or telecommunication services, as aforesaid in Agraharam is not a novelty; in the same field of endeavor, Carden teaches a method and system that enables internet users to register for a web site by using telephone number (¶¶0007, 0015, 0032), and Waites teaches a system that doing the same with a recognition of caller ID (col.5:54-65).

Thus, it would have been obvious to an ordinary skilled in the art at the time of the invention was made to incorporate an idea of automatically detect associated telephone number as suggested by Carden-Waites to register, create or claim a web site with a system that is readily capable for such application of Agraharam. The combination of Agraharam, Carden, and Waites

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is obviously an alternative of application that has a very high expectation of success and does not produce any unpredictable result.

6. As to claims 6, 7, 13, 14, 18, 19, and 23-30, Agraharam-Carden-Waites discloses the invention as discussed in claim 1 above, including using PIN for further strengthening security and/or further provide additional control option (Agraharam, :8-57; Carden, ¶ 0032; Waites, col.6:32-45).

7. Claims 2 and 9, Agraharam-Carden-Waites discloses the invention substantially, as described in their parent claims, including, effect a claim comprises receiving telephone communications from the phone number associated with the request indicating confirmation of the request (phone number and/or PIN or password are used for verification of associated service; Agraharam, col.6:42-58; Carden ¶0027; Waites, col.6,:33-45).

8. Claim 26, Agraharam-Carden-Waites discloses the invention substantially, as described in their parent claims, including, the website request is confirmed by accessing a system and entering the PIN (PIN or password are used for verification of associated service; Agraharam, col.6:42-58; Carden ¶0027; Waites, col.6:33-45).

9. Claims 3 and 10, Agraharam-Carden-Waites discloses the invention substantially, as described in their parent claims, including, accepting the website request based on completion of an electronic form at a website (Agraharam, col.5; 49-52).

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10. Claims 4, 11, 16 and 21, Agraharam-Carden-Waites discloses the invention substantially, as described in their parent claims, including, websites registration (Carden, abstract), which requires specific lease time. Therefore, a valid pre-defined length of times is inherent.

11. As to claims 5, 12, 17, and 22, Agraharam-Carden-Waites discloses the invention substantially, as described in their parent claims, including, the verification comprises receiving indication of the at least one phone number by the phone call receiving device and calling the at least one phone number (Carden, ¶¶32:24-33).

12. Claims 31 and 32 are rejected under 35 U.S.C. 103(a) as being unpatentable over US. Agraharam-Carden, in view of what was well known in the art.

13. Claims 31 and 32, Agraharam-Carden-Waites discloses the invention substantially, as described in their parent claims but fails to disclose the receiving device is a pager or facsimile. Official Notice is taken that, pager and facsimile were, at the time of the invention was made, well-known and widely used in the art. Thus, it would have been obvious to an artisan to modify the system by including such devices as a receiving device. Doing so, it could expand application of the invention and therefore, increasing commercial value of the modified system.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Bunjob Jaroenchonwanit whose telephone number is (571)272-3913. The examiner can normally be reached on Monday to Thursday from 0800 -1800 EST. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Daniel

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J. Ryman can be reached on (571)272-3152. The fax phone number for the organization where this application or proceeding is assigned is (571)273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at (866)217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call (800)786-9199 (IN USA OR CANADA) or (571)-272-1000.

/Bunjob Jaroenchonwanit/  
Primary Examiner, Art Unit 2466

/bj/  
9/12/11